



U.S. Department of Justice

United States Attorney  
Southern District of New York

86 Chambers Street  
New York, New York 10007

December 3, 2024

**By ECF**

The Honorable Vernon S. Broderick  
United States District Judge  
Thurgood Marshall United States Courthouse  
40 Foley Square  
New York, NY 10007

APPLICATION GRANTED  
SO ORDERED *Vern Bro*  
VERNON S. BRODERICK  
U.S.D.J.

Date: December 4, 2024

Re: *Acosta v. United States of America, et al.*, No. 23 Civ. 3551 (VSB)

Dear Judge Broderick:

This Office represents defendant the United States of America (the “United States”) in the above-referenced action brought under the Federal Tort Claims Act (“FTCA”), 28 U.S.C. §§ 1346(b), 2671 *et seq.* We write respectfully, on behalf of the United States and the Plaintiff (the “Settling Parties”), to inform the Court that the United States and the Plaintiff have reached an agreement in principle to resolve the claims in this matter. The United States anticipates that it will seek to dismiss its third-party contribution claims against Deborah Conway and New York City Health and Hospitals Corporation in connection with the finalized anticipated settlement agreement.

Accordingly, the United States and Plaintiff respectfully request that the Court stay discovery with respect to Plaintiff’s claims against the United States and the United States’ third-party claims for 30 days, to permit the Settling Parties to negotiate and draft a stipulation of dismissal.

We thank the Court for its consideration of this request.

Respectfully,

DAMIAN WILLIAMS  
United States Attorney

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cc: Counsel of record (by ECF)